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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

JAMES ARTHUR MATTSON,
 Plaintiff,

v.

UNITED STATES FEDERAL BUREAU
 OF INVESTIGATION,
 Defendant.

No. C 08-4331 VRW

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this action is limited to Plaintiff's FOIA request to the Federal Bureau of Investigation for responsive records and all non-exempt portions thereof pertaining to himself. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources.

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JOINT REQUEST FOR ADR EXEMPTION
 C 08-4331 VRW

1 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
2 ADR Multi-Option Program and that they be excused from participating in the ADR phone
3 conference and any further formal ADR process.

4 Dated: November 24, 2008

Respectfully submitted,

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

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8 /s/
9 ILA C. DEISS
Assistant United States Attorney
Attorney for Defendant

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11 Dated: November 22, 2008

12 /s/
13 BEN ROSENFELD
14 DANIEL J. STOTTER
Attorneys for Plaintiff

15 **ORDER**

16 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the
17 ADR Multi-Option Program and are excused from participating in the ADR phone conference and
18 any further formal ADR process.

19 **SO ORDERED.**

20 Dated: 12/1/2008

